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**To: Doshie Day
Company: U.S. Patent and Trademark Office
Location: Washington, D.C.
Phone: (703) 308-3640
Fax: (703) 305-9863**

From: Amy Lockhart for

**DeAnn F. Smith
Phone: (617) 227-7400
Fax: (617) 742-4214
Case No.: Application Serial No. 09/374,554
Attorney Docket No. MRI-005CP2**

**Date: August 1, 2000
Sent By:
Pages including this
cover page: 18**

Ms. Day,

Here is the paperwork that was previously sent to you on July 28, 2000.

The documents transmitted by this facsimile are intended for the use of the individual or the entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of the message is not the intended recipient, or the employee or agent responsible for delivering this document to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original facsimile to us at the above address via the U.S. Postal Service. Thank you.

Office No. MRI-005CP2

**THE "RECEIVED" STAMP OF THE PATENT AND TRADEMARK OFFICE
IMPRINTED HEREON ACKNOWLEDGES THE FILING OF:**

Description of Paper* and No.: Transmittal Letter (in duplicate); Response to Notice To File Missing Parts of Application (in duplicate); Two Executed Declarations, Petitions and Power of Attorneys; Copy of Form PTO-1533; Two-Month Extension of Time (in duplicate); and this return receipt postcard.

Title: *METHODS AND COMPOSITIONS FOR THE IDENTIFICATION AND ASSESSMENT OF
CANCER THERAPIES*

Name of Applicant(s): Andrew W. Shyjan and Christophe Van Huffel

Intf. or Serial No.: 09/374,554

Atty: DeAnn F. Smith

Date: November 2, 1999

*with Certificate First Class Mail





UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/374,554	08/13/99	SHYLAN	A MRI-005

000959
LAHIVE & COCKFIELD
25 STATE STREET
BOSTON MA 02109

0242/0902

NOT ASSIGNED

1843

DATE MAILED:

09/02/99

NOTICE TO FILE MISSING PARTS OF APPLICATION

Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 890.00

☒ 1. The statutory basic filing fee is:

- ☐ missing.
☐ insufficient.

Applicant must submit \$ 740 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. The following additional claims fees are due:

\$ 360 for 20 total claims over 20.
\$ 468 for 6 independent claims over 3.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☐ is missing or unsigned.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.
Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9 OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice **MUST** be returned with the reply.

Day in
Customer Service Center
Initial Patent Examination Division (703) 308-1202

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November 2, 1999

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

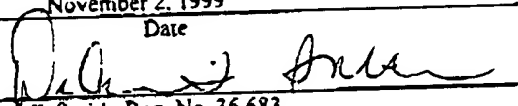
Re: U.S. Patent Application Serial No. 09/322,864
Applicants: Andrew W. Shyjan et al.
Filed: August 13, 1999
Title: *METHODS AND COMPOSITIONS FOR THE IDENTIFICATION AND
ASSESSMENT OF CANCER THERAPIES*
Attorney Docket No.: MRJ-005CP2

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

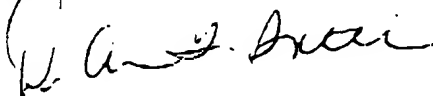
1. Response to Notice To File Missing Parts of Application;
2. Two Executed Declarations, Petitions and Power of Attorneys;
3. Copy of Form PTO-1533; and
4. Return Postcard

Please charge fees to our Deposit Account No. 12-0080. The undersigned requests any extensions of time necessary to respond. A duplicate of this sheet is enclosed.

I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box Missing Parts, Washington, DC 20231 on:	
November 2, 1999	
Date	
	
DeAnn F. Smith, Reg. No. 36,683	

Respectfully submitted,

LAHIVE & COCKFIELD, LLP



DeAnn F. Smith
Reg. No. 36,683

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Andrew W. Shyjan et al.

Serial No.: 09/374,554

Filed: August 13, 1999

For: METHODS AND COMPOSITIONS FOR THE
IDENTIFICATION AND ASSESSMENT OF
CANCER THERAPIES

Attorney Docket No.: MRI-005CP

Group Art Unit:

Examiner:

Missing Parts

Assistant Commissioner for Patents

Washington, D.C. 20231

Certificate of First Class Mailing (37 CFR 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Missing parts, Washington, D.C. 20231 on the date set forth below.

November 2, 1999

Date of Signature and of Mail Deposit

By:

DeAnn F. Smith

Reg. No. 36,683

Attorney for Applicant

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Dear Sir:

Responsive to the Notice to File Missing Parts of Application dated September 2, 1999, Applicant's attorney submits herewith the executed Declaration, Petition and Power of Attorney for Patent Application for the above-identified patent application. A copy of Form PTO-1532 is also enclosed.

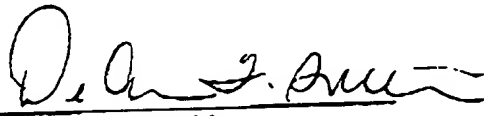
The Commissioner is hereby authorized to charge payment of any fees under 37 C.F.R. 1.16 and 1.17 during the pendency of this application or credit any overpayment to Deposit Account No. 12-0080..

Please charge any underpayments or credit any overpayments associated with this communication to our Deposit Account No. 12-0080. A duplicate of this letter is enclosed.

Date: November 2, 1999

LAHIVE & COCKFIELD, LLP
Attorneys at Law

By



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